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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 CYRUS S. WHITTAKER, individually on
behalf of himself,

9 Plaintiff,

10 v.

11 SMILEDIRECTCLUB, LLC; ZACHARY
POTTS, D.D.S; MICHAEL GUIRGUIS,
12 D.D.S; DOES 1 through 10; and ROE
ENTITIES 11 through 20, inclusive,

13 Defendants.
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CASE NO.: 2:21-cv-01019-RFB-BNW

STIPULATION TO EXTEND OPPOSITION
DEADLINE (FOURTH REQUEST) FOR
DEFENDANTS' MOTION TO COMPEL
ARBITRATION AND TO
STAY PROCEEDINGS

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16 Plaintiff Cyrus Whittaker and Defendants SmileDirectClub, LLC; Zachary Potts, D.D.S.;
17 Michael Guirguis, D.D.S, by and through their undersigned counsel, hereby stipulate as follows:

- 18 1. Plaintiff's Opposition to Defendants' Motion to Compel Arbitration and To Stay
19 Proceedings was initially due June 18, 2021.
- 20 2. On June 16, 2021, Plaintiff and Defendants agreed (via stipulation) to extend the
21 deadline for Plaintiff's Opposition to the Defendants' Motion to Compel Arbitration
22 and to Stay Proceedings from June 18, 2021 to June 28, 2021. On June 23, 2021,
23 Plaintiff and Defendants further agreed (via stipulation) to extend the deadline for

1 Plaintiff's Opposition to Defendants' Motion to Compel Arbitration and To Stay
2 Proceedings to July 6, 2021. Plaintiff and Defendants further agreed (via stipulation)
3 to extend the deadline for Plaintiff's Opposition to Defendants' Motion to Compel
4 Arbitration and To Stay Proceedings to July 12, 2021. These requests were previously
5 granted by the Court.

- 6 3. Plaintiff and Defendants have further agreed, due to continuing preliminary work
7 together on this case, to extend the deadline for Plaintiff's Opposition to Defendants'
8 Motion to Compel Arbitration and To Stay Proceedings for Lack of Personal
9 Jurisdiction to August 16, 2021.

10 Based on the foregoing, with good cause appearing, Plaintiff and Defendants stipulate as
11 follows:

- 12 1. The deadline for Plaintiff's Opposition to the Defendants' Motion to Compel
13 Arbitration and to Stay Proceedings is to August 16, 2021.

14 **IT IS SO STIPULATED.**

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16 DATED: July 12, 2021

PLAINTIFF, IN PRO PER

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18 By: /s/ Cyrus Whittaker
19 CYRUS S. WHITTAKER (PLAINTIFF)
20 Nevada Bar No. 14965
21 10833 Wilshire Blvd. #429
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23 Telephone: 725.696.9635
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1 DATED: July 12, 2021

HALL PRANGLE & SCHOONVELD, LLC

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3 By: /s/Tyson Dobbs
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10 *Attorneys for Defendants*
11 *SmileDirectClub, LLC, Zachary Potts, D.D.S.*
12 *and Michael Guirguis, D.D.S.*
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1 **ORDER**

2 The Court, having considered the stipulation between the Plaintiff and Defendants and with good
3 cause appearing, hereby orders as follows:

- 4 1. The deadline for Plaintiff's Opposition to the Defendants' Motion to Compel
5 Arbitration and to Stay Proceedings is continued to August 16, 2021.

6 **IT IS SO ORDERED.**

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8 RICHARD F. BOULWARE, II
United States District Judge

9 DATED this 13th day of July, 2021